

04-25-05

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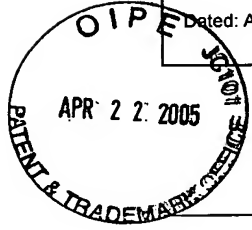
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EL 970865873 US, in an envelope addressed to: MS Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: April 22, 2005

Signature:

(Alisa M. Haggemo)

Docket No.: 65858-0018
(PATENT)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Michael E. Farmer et al.

Application No.: 10/619,035

Filed: July 14, 2003

For: SYSTEM OR METHOD FOR SEGMENTING
IMAGES

Confirmation No.: 6052

Art Unit: N/A

Examiner: Not Yet Assigned

**RENEWED PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

MS Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

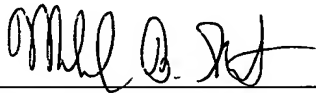
Applicant filed a Petition for Revival, Response to Notice to File Missing Parts of Application and various related transmittal papers on December 14, 2004 (a complete copy of all documents filed on December 14, 2004 is attached as Exhibit A). In responding to the Notice to File Missing Parts, Applicant included the combined declaration and power of attorney but did not include the required replacement drawings. Applicant is in receipt of a decision on petition dated February 25, 2005. The decision on petition indicated that if the replacement drawings were submitted within the two month period of time that all requirements would be met and the petition to revive would be grantable.

In view of the foregoing, and the fact that this Renewed Petition is being made within the required two month period of time, granting of the original petition filed on December 14, 2004, is appropriate with the inclusion of the replacement drawings provided in Exhibit B herewith.

Applicant believes no fees are due with this request. However, if a fee is due, please charge our Deposit Account No. 18-0013, under Order No. 65858-0018 from which the undersigned is authorized to draw.

Dated: April 22, 2005

Respectfully submitted,

By 

Michael B. Stewart

Registration No.: 36,018
RADER, FISHMAN & GRAUER PLLC
39533 Woodward Avenue
Suite 140
Bloomfield Hills, Michigan 48304
(248) 594-0633
Attorney for Applicant

R0291091.DOC

Inventor: Michael E. Farmer et al.

Application No.: 10/619,035-Conf. #6052

Filing Date: July 14, 2003

Title: SYSTEM OR METHOD FOR SEGMENTING IMAGES

Documents Filed:

Petition to Revive Application Unintentionally Abandoned (2 pages)

Atty Docket No.: 65858-0018

Inventor: Michael E. Farmer et al.

Application No.: 10/619,035-Conf. #6052 Filing Date: July 14, 2003
Title: SYSTEM OR METHOD FOR SEGMENTING IMAGES

Execute the Power of

Documents Filed:

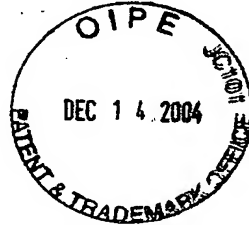
Petition to Revive Application Unintentionally Abandoned (2 pages)

Transmittal (1 page)

Response to Notice to File Missing Parts

Petition Pursuant to 37 CFR 1.47 Involving the Refusal of Co-Inventors to Execute the Power of Attorney

Charge \$1,630.00 to deposit account 18-0013



December 14, 2004

Via: Express Mail: Airbill No. EL 970866278 US

Sender's Initials: MBS/amh

Date: December 14, 2004

EL 970866278 US

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Time In <input type="checkbox"/> AM <input type="checkbox"/> PM	Military <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Return Receipt Fee	Delivery Attempt	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Weight lbs. ozs.	Int'l Alpha Country Code	COD Fee Insurance Fee	Mo. Day	<input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
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FROM: (PLEASE PRINT) PHONE: 248 594 0600 RADER FISHMAN & GRAUER PLLC 39533 WOODWARD AVE STE 140 BLOOMFIELD HILLS MI 48304-5098 65858-0018/MBS			TO: (PLEASE PRINT) PHONE: _____ MS Petitions Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450		

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EL 970866278US

PTO/SB/21 (09-04)

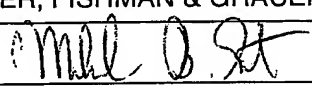
Approved for use through 07/31/2006. OMB 0651-0031

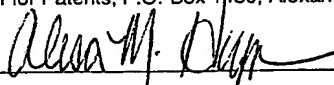
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/619,035-Conf. #6052	
	Filing Date	July 14, 2003	
	First Named Inventor	Michael E. Farmer	
	Art Unit	N/A	
	Examiner Name	Not Yet Assigned	
Total Number of Pages in This Submission		Attorney Docket Number	65858-0018

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition (two separate Petitions) <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Declaration and Power of Attorney executed by Li Wen; Return Receipt Postcard
<div style="border: 1px solid black; padding: 5px; min-height: 100px;"> Remarks </div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	RADER, FISHMAN & GRAUER PLLC		
Signature			
Printed name	Michael B. Stewart		
Date	December 14, 2004	Reg. No.	36,018

Transmittal	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EL 970866278 US, in an envelope addressed to: MS Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.	
Dated: December 14, 2004	Signature:  (Alisa M. Haggemo)

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)	Docket Number (Optional) 65858-0018
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First named inventor: Michael E. Farmer

Application No: 10/619,035-Conf. #6052 Art Unit: N/A

Filed: July 14, 2003 Examiner: Not Yet Assigned

Title: SYSTEM OR METHOD FOR SEGMENTING IMAGES

MS Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☐ Small entity – fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status.
See 37 CFR 1.27.

☒ Other than small entity – fee \$ 1,500.00 (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in
the form of Response to Notice to File Missing Parts (identify type of reply):

☐ has been filed previously on _____

☒ is enclosed herewith.

B. The issue fee of and publication fee (if required) \$ _____

☐ has been paid previously on _____

☐ is enclosed herewith.

Page 1 of 2

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

☒

Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

☐

A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity
or \$ _____ for other than a small entity) disclaiming the required period of time
is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].



Signature

December 14, 2004

Date

Michael B. Stewart

Typed or printed name

36,018

Registration Number, if applicable

RADER, FISHMAN & GRAUER PLLC
39533 Woodward Avenue
Suite 140
Bloomfield Hills, Michigan 48304

Address

(248) 594-0633

Telephone Number

Enclosures:

☒

Fee Payment

☒

Reply

☐

Terminal Disclaimer Form

☐

Additional sheets containing statements establishing unintentional delay

☐

Other: _____

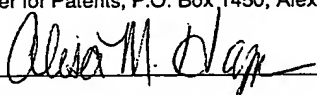
Page 2 of 2

Petition to Revive Application Unintentionally Abandoned

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EL 970866278 US, in an envelope addressed to: MS Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: December 14, 2004

Signature: _____



(Alisa M. Haggemo)

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Dated: December 14, 2004 Signature: _____

(Alisa M. Haggemo)

Docket No.: 65858-0018
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Michael E. Farmer et al.

Application No.: 10/619,035

Confirmation No.: 6052

Filed: July 14, 2003

Art Unit: N/A

For: **SYSTEM OR METHOD FOR SEGMENTING
IMAGES**

Examiner: Not Yet Assigned

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

MS Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to File Missing Parts of Application – Filing Date Granted mailed October 14, 2003, Applicant respectfully submits a Combined Declaration and Power of Attorney signed by Li Wen and Part 2 Copy of Notice. Applicant has also enclosed a Petition Pursuant to 37 CFR 1.47 Involving the Refusal of Co-Inventors to Execute the Power of Attorney along with associated exhibits. Finally, Applicant is also filing herewith a Petition for Revival of an Application for Patent Abandoned Unintentionally.

Please charge our Deposit Account No. 18-0013 in the amount of \$130.00 covering the fee set forth in 37 CFR 1.16. The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper

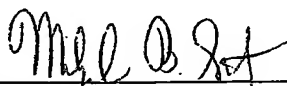
Application No.: 10/619,035

Docket No.: 65858-0018

hereafter filed in this application by this firm) to our Deposit Account No. 18-0013, under Order No. 65858-0018. A duplicate copy of this paper is enclosed.

Dated: December 14, 2004

Respectfully submitted,

By 

Michael B. Stewart

Registration No.: 36,018

RADER, FISHMAN & GRAUER PLLC

39533 Woodward Avenue

Suite 140

Bloomfield Hills, Michigan 48304

(248) 594-0633

Attorney for Applicant

R0274734.DOC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

SYSTEM OR METHOD FOR SEGMENTING IMAGES

the specification of which was filed on July 14, 2003 as Application No. 10/619,035.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to herein.

I acknowledge the duty to disclose all information known to me that is material to patentability in accordance with Title 37, Code of Federal Regulations, § 1.56.

FOREIGN PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

☒ no such foreign applications have been filed

☐ such foreign application have been filed as follows:

**EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

Application Number	Country	Date of Filing	Priority Claimed Under 35 USC 119
			___ Yes No ___
			___ Yes No ___
			___ Yes No ___

**ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

Application Number	Country	Date of Filing

CLAIM FOR BENEFIT OF EARLIER U.S. PROVISIONAL APPLICATIONS

I hereby claim priority benefits under Title 35, United States Code §119(e), of any United States provisional patent application(s) listed below:

- ☒ no such U.S. provisional applications have been filed.
- ☐ such U.S. provisional application have been filed as follows:

Application Number	Date of Filing	Priority Claimed Under 35 USC 119
		___ Yes No ___
		___ Yes No ___
		___ Yes No ___

CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, §120 of the United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information that is material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56 which became available to me between the filing date of the prior application and the national or PCT international filing date of this application:

- ☒ no such U.S./PCT applications have been filed.
- ☐ such U.S./PCT application have been filed as follows:

Application Number	Date of Filing	Status (Patented/Pending/Abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the following practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected herewith.

APPOINTED PRACTITIONER(S)	REGISTRATION NUMBER(S)
Michael B. Stewart	36,018
Loren H. Uthoff, Jr.	31,673
Kevin M. Hinman	35,193
Roger A. Johnston	25,880

I hereby appoint the practitioner(s) associated with **Customer Number 10291** to prosecute this application and transact all business in the Patent and Trademark Office connected herewith.

Please mail all correspondence to Michael B. Stewart, whose address is:


Rader, Fishman & Grauer PLLC
39533 Woodward Avenue
Suite 140
Bloomfield Hills, Michigan 48304

Please direct telephone calls to: Michael B. Stewart at (248) 594-0633.

Please direct facsimiles to: (248) 594-0610

Full name of sole or first inventor Michael E. Farmer	
Sole or first inventor's signature	Date
Residence Independence Township, Michigan	
Citizenship US	
Mailing Address 6711 Ridgeview Drive Independence Township, MI 48346-4461	

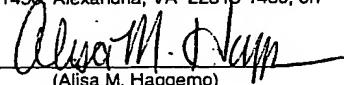
Full name of second inventor, if any Xunchang Chen	
Second inventor's signature	Date
Residence Ann Arbor, Michigan	
Citizenship China	
Mailing Address 307 S. Division Street Ann Arbor, MI 48104-2203	

Full name of third inventor, if any Li Wen	
Third inventor's signature 	Date 12/09/2008
Residence Rochester, Michigan	
Citizenship China USA	
Mailing Address 955 River Mist Drive Rochester, Michigan 48307	

LW

R0196041

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EL 970866278 US, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: December 14, 2004 Signature: 

(Alisa M. Haggemo)

Docket No.: 65858-0018
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: FARMER et al.

Serial No.: 10/619,035

Group Art Unit: 2873

Filed: 07/14/2003

Examiner: Unknown

For: SYSTEM OR METHOD FOR SEGMENTING IMAGES

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313

PETITION

**PURSUANT TO 37 CFR 1.47 INVOLVING THE REFUSAL
OF CO-INVENTORS TO EXECUTE THE POWER OF ATTORNEY**

Pursuant to 37 CFR 1.47, counsel for the inventors makes the above-identified Petition according to the following facts:

1. The Patent Office issued A Notice to File Missing Parts of Nonprovisional Application—Filing Date Granted, on October 14, 2003. A copy of the Notice is attached as Exhibit A.
2. As of today's date, all of the necessary Power of Attorney documents have been executed by Li Wen, but not by Michael Farmer or Xunchang Chen.
3. At the time that the above-identified application was filed, Eaton Corporation employed Messrs. Farmer and Chen. Sometime after the application was filed, Messrs. Farmer and Chen ceased their employment with Eaton Corporation.
4. On December 12, 2003, an electronic communication was sent to all three inventors at Eaton Corporation requesting that they execute the Power of Attorney for the above-identified application. A copy of the electronic communication sent is attached as Exhibit B.
5. Upon information and belief, in-house counsel for Eaton Corporation also attempted to obtain the signatures of the inventors, but was unable to do so.

6. On December 7, 2004, the undersigned made a final attempt to secure the inventor signatures by sending a letter and additional copies of the Declaration and Power of Attorney and Assignment via Federal Express delivery as well as enclosing a prepaid Federal Express label and envelope for return of the documents. A copy of the letters sent is attached as Exhibit C. Mr. Wen called the undersigned and returned the executed papers. No response has been received from the other two inventors.

7. On October 22, 2004, Applicant received a Notice of Abandonment dated October 20, 2004. A copy of the Notice is attached as Exhibit D.

37 CFR 1.47(a) notes that if a joint inventor refuses to join in an application for patent or cannot be found or reached after diligent effort, the application may be made by the other inventor on behalf of himself or herself and the non-signing inventor. It is respectfully submitted that with the submission of Combined Declaration and Power of Attorney documents from Li Wen, the application for patent has been appropriately made by one of the other inventors. Further, in view of the facts noted above, it is respectfully submitted that diligent effort has been made to provide the non-signing inventors with the necessary document.

Therefore, in view of the foregoing statements and accompanying exhibits, it is respectfully submitted that a proper showing has been made pursuant to 37 CFR 1.47 to address the Notice to File Missing Parts.

Respectfully submitted,

Date: December 14, 2004

Customer No. 010291

Telephone No. (248) 594-0600

By: 

Michael B. Stewart, Esq. (36,018)
Rader, Fishman and Grauer PLLC
39533 Woodward Ave., Suite 140
Bloomfield Hills, Michigan 48304
Attorneys for Applicants

R0274723.DOC



UNITED STATES PATENT AND TRADEMARK OFFICE

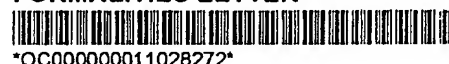
UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/619,035	07/14/2003	Michael E. Farmer	65858-0018/02-rASD-146

CONFIRMATION NO. 6052

10291
 RADER, FISHMAN & GRAUER PLLC
 39533 WOODWARD AVENUE
 SUITE 140
 BLOOMFIELD HILLS, MI 48304-0610

FORMALITIES LETTER



OC000000011028272

Date Mailed: 10/14/2003

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(l) and (p)(1)); See Figure(s) 10.
 - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 7, 8, 12, 13, 14.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

T.D.
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY


Jennifer S. Greer

From: Christopher J. Falkowski
Sent: Friday, December 12, 2003 2:02 PM
To: 'michaelefarmer@eaton.com'
Cc: 'liwen@eaton.com'; 'xunchangchen@eaton.com'; Jennifer S. Greer
Subject: Inventorship Documents

Michael:

We sent a hard copy of these documents to Eaton back in the Fall, but I suspect that something must have fallen through the cracks. If you could facilitate all three of the inventors executing the attached documents, we would very much appreciate it. If there is anything we can do to facilitate this process, please let me know.

Regards,
Chris

Track Shipments
Detailed Results [Quick Help](#)

Tracking number	470264042169	Reference	65858-0018, 0021
Signed for by	S.FARMER	Delivery location	CLARKSTON, MI
Ship date	Dec 7, 2004	Delivered to	Residence
Delivery date	Dec 8, 2004 10:38 AM	Service type	Priority Pak
		Weight	1.0 lbs.

Status Delivered

Date/Time	Activity	Location	Details
Dec 8, 2004	10:38 AM	Delivered	CLARKSTON, MI
	8:23 AM	On FedEx vehicle for delivery	AUBURN HILLS, MI
	7:45 AM	At local FedEx facility	AUBURN HILLS, MI
Dec 7, 2004	10:11 PM	At dest sort facility	ROMULUS, MI
	7:59 PM	Picked up	SOUTHFIELD, MI
	5:28 PM	Left origin	SOUTHFIELD, MI
	4:43 PM	Package data transmitted to FedEx; package not in FedEx possession	

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RADER,

FISHMAN

& GRAUER

PLLC

39533 Woodward Avenue
Suite 140
Bloomfield Hills, Michigan 48304
Tel: (248) 594-0600
Fax: (248) 594-0610

Michael B. Stewart
(248) 594-0633
mbs@raderfishman.com

VIA FEDERAL EXPRESS

December 7, 2004

Michael Farmer
6711 Ridgeview Drive
Independence Township, MI 48346-4461

sf: 65858-0018, 0021	Date: 12/07/2004	SHIPPING:	11.02
ip:	Wgt: 1.0 LBS	SPECIAL:	3.18
	DV:	HANDLING:	0.00
		TOTAL:	14.20

Svcs: PRIORITY OVERNIGHT RES
TRCK: 4702 6404 2169

Re: U.S. Patent Application No. 10/619,035 for SYSTEM OR METHOD FOR
SEGMENTING IMAGES
Filing on: July 14, 2003
Inventor: Michael E. Farmer, et al.
Eaton No. 02-rASD-146; Our Reference: 65858-0018

Dear Michael:

As you know, we prepared and filed the above-identified patent application on which you are named as an inventor (a copy of the application is enclosed for your records).

Since you are a named inventor on this application, the U.S. Patent and Trademark Office requires that you sign a combined declaration and power of attorney regarding this application. As part of your previous employment with Eaton Corporation, and the fact that the invention was developed while you were with Eaton Corporation, we also need you to sign an assignment, formally transferring rights to the invention. We enclose copies of these papers for your signature. Your signature on the assignment must be witnessed by two people. Once the papers have been fully executed, please return them to our office. We have enclosed a self-addressed, stamped Federal Express envelope for the return of the papers. We kindly ask that you send the executed papers back to our office by **December 13, 2004**, for filing with the U.S. Patent and Trademark Office. We apologize for the short notice. The Declaration and Power of Attorney and Assignment were originally sent to you electronically on December 12, 2003, although we never received the executed documents back from you. We understand that Eaton Corporation's in-house counsel has also been in touch with you subsequent to our original communication but the papers were not executed.

RADER,

FISHMAN

& GRAUER

PLLC

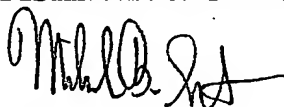
Michael Farmer
December 7, 2004
Page 2

Of course, as an inventor, your name will appear on any issued patent. We would be happy to send you a copy of any such patent when it issues.

Thank you for your cooperation and prompt attention to this matter. Please contact us if you have any questions.

Very truly yours,

RADER, FISHMAN & GRAUER PLLC



Michael B. Stewart

MBS/amh
Enclosures

R0274002.DOC

Track Shipments
Detailed Results[? Quick Help](#)

Tracking number	470264042147	Reference	65858-0018,0020
Signed for by	Signature release on file		,0021
Ship date	Dec 7, 2004	Delivery location	ANN ARBOR, MI
Delivery date	Dec 8, 2004 10:24 AM	Delivered to	Residence
		Service type	Priority Pak
		Weight	1.0 lbs.

Status Delivered

Date/Time	Activity	Location	Details
Dec 8, 2004	10:24 AM Delivered	ANN ARBOR, MI	Left at front door. No signature required - release waiver on file
	8:47 AM On FedEx vehicle for delivery	ANN ARBOR, MI	
	7:00 AM At local FedEx facility	ANN ARBOR, MI	
Dec 7, 2004	10:11 PM At dest sort facility	ROMULUS, MI	
	7:59 PM Picked up	SOUTHFIELD, MI	
	5:28 PM Left origin	SOUTHFIELD, MI	
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December 7, 2004

if: 65858-0018,0020	Date: 12/07/2004	SHIPPING:	11.02
sp:	Wgt: 1.0 LBS	SPECIAL:	1.43
	DV:	HANDLING:	0.00
		TOTAL:	12.45

Xunchang Chen
307 S Division St
Ann Arbor, MI 48104-2203

Svcs: **PRIORITY OVERNIGHT**
TRCK: **4702 6404 2147**

Re: U.S. Patent Application No. 10/619,035 for SYSTEM OR METHOD FOR
SEGMENTING IMAGES
Filing on: July 14, 2003
Inventor: Michael E. Farmer, et al.
Eaton No. 02-rASD-146; Our Reference: 65858-0018

Dear Mr. Chen:

As you know, we prepared and filed the above-identified patent application on which you are named as an inventor (a copy of the application is enclosed for your records).

Since you are a named inventor on this application, the U.S. Patent and Trademark Office requires that you sign a combined declaration and power of attorney regarding this application. As part of your previous employment with Eaton Corporation, and the fact that the invention was developed while you were with Eaton Corporation, we also need you to sign an assignment, formally transferring rights to the invention. We enclose copies of these papers for your signature. Your signature on the assignment must be witnessed by two people. Once the papers have been fully executed, please return them to our office. We have enclosed a self-addressed, stamped Federal Express envelope for the return of the papers. We kindly ask that you send the executed papers back to our office by **December 13, 2004**, for filing with the U.S. Patent and Trademark Office. We apologize for the short notice. The Declaration and Power of Attorney and Assignment were originally sent to you electronically on December 12, 2003, although we never received the executed documents back from you. We understand that Eaton Corporation's in-house counsel has also been in touch with you subsequent to our original communication but the papers were not executed.

RADER,

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PLLC

Xunchang Chen
December 7, 2004
Page 2

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Thank you for your cooperation and prompt attention to this matter. Please contact us if you have any questions.

Very truly yours,

RADER, FISHMAN & GRAUER PLLC



Michael B. Stewart

MBS/amh
Enclosures

R0274016.DOC



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY DOCKET NO./TITLE
10/619,035	07/14/2003	Michael E. Farmer	65858-0018/02-rASD-146

CONFIRMATION NO. 6052

ABANDONMENT/TERMINATION
LETTER

OC000000014144795

10291
 RADER, FISHMAN & GRAUER PLLC
 39533 WOODWARD AVENUE
 SUITE 140
 BLOOMFIELD HILLS, MI 48304-0610

Date Mailed: 10/20/2004

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 10/14/2003.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/619,035	07/14/2003	Michael E. Farmer	65858-0018/02-rASD-146

CONFIRMATION NO. 6052

ABANDONMENT/TERMINATION
LETTER

OC000000014144795

10291
 RADER, FISHMAN & GRAUER PLLC
 39533 WOODWARD AVENUE
 SUITE 140
 BLOOMFIELD HILLS, MI 48304-0610

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Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

*A copy of this notice **MUST** be returned with the reply.*

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Notice of Abandonment

This application is abandoned in view of applicant's failure to timely file a proper reply to the Office notice mailed on 10/14/03.

Petition to Withdraw the Holding of Abandonment

If a complete reply to the notice was previously filed by applicant within the time period set forth in the notice, applicant may request for reconsideration of the holding of abandonment within 2 months from the mailing of this notice of abandonment by filing a petition to withdraw the holding of abandonment under 37 CFR 1.181(a). No petition fee is required. The petition must be accompanied by a true copy of the originally filed reply and the item(s) identified in one of the following:

1. A properly itemized date-stamped postcard receipt (see MPEP § 503);
2. If the originally filed reply included a certificate of mailing or transmission in compliance with 37 CFR 1.8(a), a copy of the certificate of mailing or transmission and a statement in compliance with 37 CFR 1.8(b) (see MPEP § 512); or
3. If the reply was filed via Express Mail, a submission satisfying the requirements of 37 CFR 1.10(e) including, for example, a copy of the Express Mail mailing label showing the "date-in" (see MPEP § 513).

Any petition to withdraw the holding of abandonment should be transmitted by facsimile directly to OIPE Customer Service at (703) 308-7751.

Petition to Revive an Abandoned Application

If applicant did not previously file a complete reply within the time period set forth in the notice, applicant may file a petition to revive the application under 37 CFR 1.137.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of UNAVOIDABLE DELAY must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by:

1. an adequate showing of the cause of unavoidable delay;
2. the required reply to the above-identified notice;
3. the petition fee set forth in 37 CFR 1.17(i); and
4. a terminal disclaimer if required by 37 CFR 1.137(d).

See MPEP § 711.03(c) and Form PTO/SB/61.

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of UNINTENTIONAL DELAY must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by:

1. a statement that the entire delay was unintentional;
2. the required reply to the above-identified notice;
3. the petition fee set forth in 37 CFR 1.17(m); and
4. a terminal disclaimer if required by 37 CFR 1.137(d).

See MPEP § 711.03(c) and Form PTO/SB/64.

Any questions concerning petitions to revive should be directed to Office of Petitions at (703) 305-9282.

Any questions regarding this notice should be directed to OIPE Customer Service at (703) 308-1202.

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Initial Patent Examination Division (703) 308-1202